

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
NORTHERN DIVISION

TROY D. PETTY, and wife,
ANNAH A. PETTY,
Plaintiff,

v.

MARVIN LUMBER AND CEDAR COMPANY,
t/a MARVIN WINDOWS AND DOORS,
Defendant.

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JUDGMENT IN A CIVIL CASE
CASE NO. 2:13-CV-62-F

Decision by Court.

This action came before the Honorable James C. Fox, Senior United States District Judge, for ruling as follows:

IT IS ORDERED, ADJUDGED AND DECREED that pursuant to the court's order dated 9/4/2014, Marvin's Motion to Dismiss is ALLOWED and, Plaintiffs' claims are DISMISSED without prejudice to Plaintiffs to file an amended complaint.

IT IS FURTHER ORDERED that the Defendant's Motion to Dismiss Plaintiff's First Amended Complaint is ALLOWED, and Plaintiffs' claims are DISMISSED with prejudice.

This Judgment Filed and Entered on September 11, 2015, and Copies To:

Kevin Alan Rust (via CM/ECF Notice of Electronic Filing)
Norman W. Shearin, Jr. (via CM/ECF Notice of Electronic Filing)
Michael Obermueller (via CM/ECF Notice of Electronic Filing)
Wes J. Camden (via CM/ECF Notice of Electronic Filing)

DATE
September 11, 2015

JULIE RICHARDS JOHNSTON, CLERK

/s/ Susan K. Edwards
(By) Susan K. Edwards, Deputy Clerk